## **EXHIBIT H**

Page 1  1 UNITED STATES DISTRICT COURT 3 SOUTHERN DISTRICT OF NEW YORK 4x  Page 1  2 3 A P P E A R A N C E S: (Continued)	
2 UNITED STATES DISTRICT COURT 3 SOUTHERN DISTRICT OF NEW YORK	Page 3
3 300 HILMI DISTRICT OF NEW YORK	
4X	
E THEAMEDICA INC	
6 Plaintiff	
12cv3529(AJN) 5 JENNER & BLOCK, LLP	
7 -against- 6 Attorneys for Defendants	
8 MICHAEL DIAMOND, ADAM HOROVITZ and ADAM YAUCH, P/K/A BEASTIE BOYS, 9 Dublishing Jacobia Control	
9 UNIVERSAL MUSIC PUBLISHING, INC	
UNIVERSAL MUSIC PUBLISHING GROUP, 9 Records, LLC	
10 BROOKLYN DUST MUSIC and CAPITAL 10 919 Third Avenue	
RECORDS, LLC, 11 New York, New York 10022	
Defendants. 12 BY: NATHANIEL H. BENFORADO	), ESQ.
12	
14	
13 30 Rockefeller Plaza 15	
14 New York, New York 16	
15 May 6, 2014 17	
9:42 a.m.	
16 17 Also Plesent.	
18 VIDEOTAPE DEPOSITION of WILLIAM A.  20 WAYNE SALINE, Videographer	
19 SCOTT, the vitiliess in above-entitled	
20 detail, field at above time and place,	
23 the State of New York, pursuant to the	
24 Federal Rules of Civil Procedure, and	
25 stipulations between Counsel. 25	·
Page 2 1	Page 4
2 APPEARANCES: 2 STIPULATIONS	
	4 O D E E D
4 THE LAW OFFICES OF KELLY D. TALCOTT 4 by and among counsel for the respect	ive
5 Attorneys for Plaintiff 5 parties hereto, that the filing,	
6 34 Grove Street 6 sealing and certification of the within	
7 P.O. Box 43 7 deposition shall be and the same are	
8 Sea Cliff, New York 11579 8 hereby waived;	
9 BY: KELLY D. TALCOTT, ESQ. 9 IT IS FURTHER STIPULATED AND	D AGREED
10 that all objections, except as to form	
11 of the question, shall be reserved to	
12 the time of the trial;	
13 SHEPPARD MULLIN RICHTER & HAMPTON, LLP 13 IT IS FURTHER STIPULATED AND	D AGREED
14 Attorneys for Defendants 14 that the within deposition may be	
15 Michael Diamond, Adam 15 signed before any Notary Public with	
The second secon	
16 Horovitz, Adam Yauch, p/k/a 16 the same force and effect as if signed	
· · · · · · · · · · · · · · · · · · ·	
Beastie Boys 17 and sworn to before the Court.	
17 Beastie Boys 17 and sworn to before the Court. 18 30 Rockefeller Plaza 18 * * *	
17 Beastie Boys 17 and sworn to before the Court. 18 30 Rockefeller Plaza 18 * * * 19 New York, New York 10112 19	
17 Beastie Boys 17 and sworn to before the Court. 18 30 Rockefeller Plaza 18 * * * 19 New York, New York 10112 19 20 BY: THOMAS M. MONAHAN, ESQ. 20	
17 Beastie Boys 17 and sworn to before the Court. 18 30 Rockefeller Plaza 18 * * * 19 New York, New York 10112 19 20 BY: THOMAS M. MONAHAN, ESQ. 20 21 -and- 21	
17       Beastie Boys       17 and sworn to before the Court.         18       30 Rockefeller Plaza       18 * * *         19       New York, New York 10112       19         20       BY: THOMAS M. MONAHAN, ESQ.       20         21       -and-       21         22       THEODORE C. MAX, ESQ.       22	
17       Beastie Boys       17 and sworn to before the Court.         18       30 Rockefeller Plaza       18 * * *         19       New York, New York 10112       19         20       BY: THOMAS M. MONAHAN, ESQ.       20         21       -and-       21         22       THEODORE C. MAX, ESQ.       22         23       23	
17       Beastie Boys       17 and sworn to before the Court.         18       30 Rockefeller Plaza       18 * * *         19       New York, New York 10112       19         20       BY: THOMAS M. MONAHAN, ESQ.       20         21       -and-       21         22       THEODORE C. MAX, ESQ.       22	

Day 404	
Page 101	Page 103
2 there weren't any errors in the 12:29PM	2 diligence performed by TufAmerica to 12:32PM
3 complaint? 12:29PM	3 confirm that Trouble Funk's principals 12:32PM
4 A. It was really, it was just 12:29PM	4 owned and controlled the rights to the 12:32PM
5 reading through it for anything as 12:29PM	5 group's recordings and compositions? 12:32PM
6 small as a typo. 12:29PM	6 MR. TALCOTT: Objection. 12:32PM
7 Q. Did you look at any documents 12:29PM	7 A. I don't know. 12:32PM
8 to confirm that the allegations in the 12:29PM	8 Q. Again, you're here to testify 12:32PM
9 complaint were true? 12:29PM	9 to the facts underlying the allegations 12:32PM
10 A. No. 12:30PM	10 set forth in the complaint. 12:32PM
11 Q. If you look at paragraph 13, 12:30PM	11 In your capacity to give that 12:33PM
12 it says: 12:30PM	12 testimony, and in your review of the 12:33PM
13 "TufAmerica is the exclusive 12:30PM	13 records to prepare for this deposition 12:33PM
14 administrator and licensee of the 12:30PM	14 and in discovery of this action, is 12:33PM
15 copyrights, composition and musical 12:30PM	15 there any evidence that TufAmerica 12:33PM
16 recordings in and to among other 12:30PM	16 conducted any due diligence with 12:33PM
things, the recordings Say What," 12:30PM	17 respect to the statement that Trouble 12:33PM
18 and it lists a handful of other 12:30PM	18 Funk's principals controlled the rights 12:33PM
recordings. It says Drop the Bomb. 12:30PM	19 to the group's recordings and 12:33PM
Did you review any documents 12:30PM	20 compositions? 12:33PM
21 to confirm that statement in paragraph 12:30PM	MR. TALCOTT: Objection. 12:33PM
22 13. 12:30PM 23 A. No. Not at the time. 12:30PM	22 A. I've been told that due 12:33PM
1 1 2 2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	23 diligence was performed. 12:33PM
24 Q. If you look at the second 12:30PM 25 half of paragraph 17 I guess just 12:30PM	Q. Who told you that due 12:33PM
	25 diligence was performed? 12:33PM
Page 102	Page 104
1 W Scott	1 W/ Scott
1 W. Scott 2 the whole paragraph 17: 12:30PM	1 W. Scott 2 A Aaron Fuchs 12:33PM
2 the whole paragraph 17: 12:30PM	2 A. Aaron Fuchs. 12:33PM
<ul><li>2 the whole paragraph 17: 12:30PM</li><li>3 "By way of an agreement dated 12:30PM</li></ul>	2 A. Aaron Fuchs. 12:33PM 3 Q. What due diligence did he say 12:33PM
<ul> <li>2 the whole paragraph 17: 12:30PM</li> <li>3 "By way of an agreement dated 12:30PM</li> <li>4 December 20, 1999 with Trouble 12:30PM</li> </ul>	2 A. Aaron Fuchs. 12:33PM 3 Q. What due diligence did he say 12:33PM 4 was performed? 12:33PM
2 the whole paragraph 17: 12:30PM 3 "By way of an agreement dated 12:30PM 4 December 20, 1999 with Trouble 12:30PM	2 A. Aaron Fuchs. 12:33PM 3 Q. What due diligence did he say 12:33PM 4 was performed? 12:33PM 5 A. Just that research was done 12:34PM
<ul> <li>2 the whole paragraph 17: 12:30PM</li> <li>3 "By way of an agreement dated 12:30PM</li> <li>4 December 20, 1999 with Trouble 12:30PM</li> <li>5 Funk's principals to control the 12:30PM</li> </ul>	2 A. Aaron Fuchs. 12:33PM 3 Q. What due diligence did he say 12:33PM 4 was performed? 12:33PM 5 A. Just that research was done 12:34PM 6 at the time of the of this 1999 12:34PM
<ul> <li>the whole paragraph 17: 12:30PM</li> <li>"By way of an agreement dated 12:30PM</li> <li>December 20, 1999 with Trouble 12:30PM</li> <li>Funk's principals to control the 12:30PM</li> <li>rights to the group's recordings 12:31PM</li> </ul>	2 A. Aaron Fuchs. 12:33PM 3 Q. What due diligence did he say 12:33PM 4 was performed? 12:33PM 5 A. Just that research was done 12:34PM 6 at the time of the of this 1999 12:34PM 7 deal. 12:34PM
the whole paragraph 17: 12:30PM "By way of an agreement dated 12:30PM December 20, 1999 with Trouble 12:30PM Funk's principals to control the 12:30PM rights to the group's recordings 12:31PM and compositions, TufAmerica became 12:31PM the exclusive administrator and 12:31PM copyright licensee of and to among 12:31PM	2 A. Aaron Fuchs. 12:33PM 3 Q. What due diligence did he say 12:33PM 4 was performed? 12:33PM 5 A. Just that research was done 12:34PM 6 at the time of the of this 1999 12:34PM 1 7 deal. 12:34PM
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2 the whole paragraph 17: 12:30PM 3 "By way of an agreement dated 12:30PM 4 December 20, 1999 with Trouble 12:30PM 5 Funk's principals to control the 12:30PM 6 rights to the group's recordings 12:31PM 7 and compositions, TufAmerica became 12:31PM 8 the exclusive administrator and 12:31PM 9 copyright licensee of and to among 12:31PM 10 other recordings and compositions, 12:31PM 11 the sampled recordings." 12:31PM	2 A. Aaron Fuchs. 12:33PM 3 Q. What due diligence did he say 12:33PM 4 was performed? 12:33PM 5 A. Just that research was done 12:34PM 6 at the time of the of this 1999 12:34PM 7 deal. 12:34PM 8 Q. Does TufAmerica have a record 12:34PM 9 as to the research and due diligence 12:34PM
2 the whole paragraph 17: 12:30PM 3 "By way of an agreement dated 12:30PM 4 December 20, 1999 with Trouble 12:30PM 5 Funk's principals to control the 12:30PM 6 rights to the group's recordings 12:31PM 7 and compositions, TufAmerica became 12:31PM 8 the exclusive administrator and 12:31PM 9 copyright licensee of and to among 12:31PM 10 other recordings and compositions, 12:31PM 11 the sampled recordings." 12:31PM 12 Did you review any documents 12:31PM	2 A. Aaron Fuchs. 12:33PM 3 Q. What due diligence did he say 12:33PM 4 was performed? 12:33PM 5 A. Just that research was done 12:34PM 6 at the time of the of this 1999 12:34PM 7 deal. 12:34PM 8 Q. Does TufAmerica have a record 12:34PM 9 as to the research and due diligence 12:34PM 10 that was performed as of the 1999 deal? 12:34PM 11 A. I don't I don't know. 12:34PM 12 Q. In connection with this 12:34PM
2 the whole paragraph 17: 12:30PM 3 "By way of an agreement dated 12:30PM 4 December 20, 1999 with Trouble 12:30PM 5 Funk's principals to control the 12:30PM 6 rights to the group's recordings 12:31PM 7 and compositions, TufAmerica became 12:31PM 8 the exclusive administrator and 12:31PM 9 copyright licensee of and to among 12:31PM 10 other recordings and compositions, 12:31PM 11 the sampled recordings." 12:31PM 12 Did you review any documents 12:31PM 13 to confirm that paragraph 17 was true? 12:31PM	2 A. Aaron Fuchs. 12:33PM 3 Q. What due diligence did he say 12:33PM 4 was performed? 12:33PM 5 A. Just that research was done 12:34PM 6 at the time of the of this 1999 12:34PM 7 deal. 12:34PM 8 Q. Does TufAmerica have a record 12:34PM 9 as to the research and due diligence 12:34PM 10 that was performed as of the 1999 deal? 12:34PM 11 A. I don't I don't know. 12:34PM 12 Q. In connection with this 12:34PM 13 litigation, have you reviewed any due 12:34PM
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1	Page 105 W. Scott	1	Page 107 W. Scott
2	diligence documents in connection with 12:35PM	1	with respect to the 1999 deal? 12:39PM
3		3	
4		4	
5	· · · · · · · · · · · · · · · · · · ·	5	•
6		6	your deposition here today, did you 12:39PM
7	,	7	identify any evidence that the due 12:40PM
8		8	
9	and the control of th	9	
10	· · · · · · · · · · · · · · · · · · ·	10	,
11		11	A. I didn't review the due 12:40PM
12		1	diligence at all. 12:40PM
13		13	Q. I understand. Did your 12:40PM
14		14	review of the documents provide any 12:40PM
15	the corporate books and records of 12:36PM		evidence to show that the due diligence 12:40PM
16	TufAmerica, and the witness designated 12:36PM		
17	to testify regarding the allegations in 12:36PM		reviewed in connection with the filing 12:40PM
18	12:00:14		of the complaint in this action? 12:40PM
19	TufAmerica have related to the due 12:37PM	19	MR. TALCOTT: Objection. 12:40PM
20	• · · · · · · · · · · · · · · · · · · ·	20	A. No. 12:40PM
21	, ————————————————————————————————————	21	Q. In your conversations with 12:41PM
22	MR. TALCOTT: Objection. 12:37PM	22	J J J J J J J J J J J J J J J J J J J
23		23	had been conducted in connection with 12:41PN
24	Q. In connection with 12:37PM		the 1999 deal, what was the sum and 12:41PM
25	preparation for your deposition today, 12:37PM	25	substance of those discussions? 12:41PM
	Page 106		Page 108
1	W. Scott	1	W. Scott
2	W. Scott did you endeavor to identify any 12:37PM	2	W. Scott A. That the attorney, I don't 12:41PM
2	W. Scott did you endeavor to identify any 12:37PM documents related to the due diligence 12:37PM	2 3	W. Scott A. That the attorney, I don't 12:41PM know if he was in-house or outside 12:41PM
2 3 4	W. Scott did you endeavor to identify any 12:37PM documents related to the due diligence 12:37PM conducted with respect to the 1999 12:37PM	2 3 4	W. Scott A. That the attorney, I don't 12:41PM know if he was in-house or outside 12:41PM counsel, but he at the time of this 12:41PM
2 3 4 5	W. Scott did you endeavor to identify any 12:37PM documents related to the due diligence 12:37PM conducted with respect to the 1999 12:37PM deal? 12:37PM	2 3 4	W. Scott A. That the attorney, I don't 12:41PM know if he was in-house or outside 12:41PM counsel, but he at the time of this 12:41PM agreement, he did a great deal of due 12:41PM
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	Page 109		Page 111
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1	deal? 12:43PM	2	
3		3	
4		4	
5		5	
6		6	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
7	•	7	review, did you review any other 12:48PM
8	MR. MONAHAN: Pardon? 12:43PM	8	
9	MR. TALCOTT: Jeff Gandel. 12:43PM	-9	
10	THE COURT REPORTER: Can you 12:43PM	10	
11	spell his last name for me. 12:43PM	11	
12	THE WITNESS: G-A-N-D-E-L. 12:43PM	12	the 1999 agreement, at the time you 12:48PM
13	Q. Just a yes or no to this 12:43PM	13	- · · · · · · · · · · · · · · · · · · ·
14	question: Have you spoken to Mr. 12:43PM	14	- · · · · · · · · · · · · · · · · · · ·
15		15	
16	A. No. 12:43PM	16	
17	Q. Have you spoken with Mr. 12:43PM	17	A. No, I didn't. 12:48PM
18	Gandel with respect to the 1999 12:43PM	18	
19	agreement and the due diligence in 12:43PM	19	
20	<del>-</del>	20	
21	A. No. 12:43PM	21	Shadrach at the point at which the 12:49PM
22	Q. Have you ever spoken to Mr. 12:43PM	22	
23	Gandel? 12:43PM	23	
24	A. No. 12:43PM	24	
25	Q. Is it your testimony that the 12:44PM	25	
	Page 110		Page 112
1	W. Scott	1	
1 -			vv. 300tt
2	due diligence conducted in connection 12:44PM	2	
3		2	Do you have an understanding 12:49PM
	with the 1999 deal was extensive? 12:44PM	2	Do you have an understanding 12:49PM as to why the description of the quote, 12:49PM
3	with the 1999 deal was extensive? 12:44PM	2 3 4	Do you have an understanding 12:49PM as to why the description of the quote, 12:49PM "careful audio analysis" that was 12:49PM
3 4	with the 1999 deal was extensive? 12:44PM MR. TALCOTT: Objection. 12:44PM	2 3 4 5	Do you have an understanding 12:49PM as to why the description of the quote, 12:49PM "careful audio analysis" that was 12:49PM discussed in the initial complaint is 12:49PM
3 4 5	with the 1999 deal was extensive? 12:44PM MR. TALCOTT: Objection. 12:44PM A. I don't know. 12:44PM	2 3 4 5	Do you have an understanding 12:49PM as to why the description of the quote, 12:49PM "careful audio analysis" that was 12:49PM discussed in the initial complaint is 12:49PM omitted from this amended complaint? 12:49PM
3 4 5 6 7	with the 1999 deal was extensive? 12:44PM MR. TALCOTT: Objection. 12:44PM A. I don't know. 12:44PM Q. Based on your review of the 12:44PM	2 3 4 5 6	Do you have an understanding 12:49PM as to why the description of the quote, 12:49PM "careful audio analysis" that was 12:49PM discussed in the initial complaint is 12:49PM omitted from this amended complaint? 12:49PM A. No. 12:49PM
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	Page 153		Page 158	
1	W. Scott	1		
2	17 0	2	any renewal or other document to 02:11PM	
3	9	3	supplement this agreement? 02:11PM	
4	22.077 W	4	A. Not that I can remember. 02:11PM	
5	•	5	,,,,	
6	, , , , , , , , , , , , , , , , , , , ,		6 It states: "Avery warrants 02:11PM	
7	<b></b>	7		
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9		9	., .	
10	The second of th	10	( ) ( ) ( ) ( ) ( ) ( ) ( ) ( )	
11 12	.,,	11	grant the rights granted herein. 02:11PM	
1	, , , , , , , , , , , , , , , , , , , ,	12		
	to what percent of TufAmerica's 02:08PM	13	. , 5	
	revenues are represented by recoveries 02:08PM related to the prosecution of these 02:08PM	l	• • • • • • • • • • • • • • • • • • • •	
1	· ·	15		
17		16		
18		17 18	entity." 02:11PM Was any due diligence 02:12PM	
	a dollar figure. I haven't seen 1 02:08PM	19	· · · · · · · · · · · · · · · · · · ·	
20		20	•	
21	of how much that represents. I don't 02:08PM	21		
	know. 02:09PM		12? 02:12PM	
23	Q. Would you say it's more than 02:09PM	23	A. I believe so. 02:12PM	
24	half? 02:09PM	24	Q. What due diligence was 02:12PM	
25			performed in connection with the 02:12PM	
	Page 154		Page 156	
1	W. Scott	1	W. Scott	
2	A. I don't know. 02:09PM	2	Representations and Warranties 02:12PM	
3	Q. Are you generally privy to 02:09PM	3		
4	the company's revenue numbers and other 02:09PM	4	A. I think it was known that he 02:12PM	
5	financial numbers? 02:09PM	5	was a partial owner of some of the 02:12PM	
6	A. Generally, yes. 02:09PM	6	copyrights. 02:12PM	
7	Q. Would you consider recovery 02:09PM	7	I don't know the exact due 02:12PM	
	through infringement actions to be a 02:09PM	8	diligence that was done, though, for 02:12PM	
_			amgenee that was denot, thought, for 62.121 W	
9	significant portion of TufAmerica and 02:09PM	9	the formulation of that paragraph. 02:12PM	
10	Tuff City's business? 02:09PM	9 10		
10 11	Tuff City's business? 02:09PM MR. TALCOTT: Objection. 02:09PM	11	the formulation of that paragraph. 02:12PM Q. What is your basis for your 02:12PM belief that due diligence was performed 02:12PM	
10 11 12	Tuff City's business? 02:09PM  MR. TALCOTT: Objection. 02:09PM  A. It's it is significant. 02:09PM	11 12	the formulation of that paragraph. 02:12PM Q. What is your basis for your 02:12PM belief that due diligence was performed 02:12PM in connection with the Representations 02:12PM	
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16 few questions. I shouldn't take more 03:55PM 16 A. Yes. 03:57PM
and you arranged and the content of
18 Earlier this morning when you 03:55PM 19 were being questioned by Mr. Manchan 23:55PM 10 the albuma that were released by Mr. Manchan 23:55PM
19 were being questioned by Mr. Monahan 03:55PM 19 the albums that were released by 03:57PM
20 you testified that you were aware that 03:55PM 20 Island? 03:58PM
21 the members of Trouble Funk had an COLERNA OA A LILIUGUILI III III III III III III III III III
21 the members of Trouble Funk had an 03:55PM 21 A. I don't think I would have 03:58PM
22 agreement with Island; is that correct? 03:55PM 22 been aware in 1999. 03:58PM
22 agreement with Island; is that correct? 03:55PM 23 A. That's correct. 03:55PM 22 been aware in 1999. 03:58PM 23 Q. Did you ever check Schedule A 03:58PM
22 agreement with Island; is that correct? 03:55PM 22 been aware in 1999. 03:58PM

	Page 201	T	D 000
1		1	Page 203 W. Scott
	ever check Schedule A to see if any of 03:58PM	2	·
	those songs listed were released by 03:58PM	3	
	Island Records? 03:58PM	1	listen to it? 04:00PM
5		5	
6		6	, , , , , , , , , , , , , , , , , , ,
7	· · · · · · · · · · · · · · · · · · ·	7	
8	weeks. 03:58PM	8	
9	Q. And was that in connection 03:58PM	9	A. I think that Tuff City has a 04:01PM
10	with this litigation? 03:58PM	10	
11	A. It was. 03:58PM	11	Q. And to be clear you're 04:01PM
12	, and a second of the second o	12	talking about the Island recording? 04:01PM
	you do? 03:58PM	13	A. Correct. 04:01PM
14		14	Q. And you said it's a digital 04:01PM
	released any of these songs. 03:58PM		copy? 04:01PM
16		16	
	your search? 03:58PM	17	
18			reviewed the complaint before it was 04:01PM
	specifically with respect to Say What 03:58PM		filed in this action; is that right? 04:01PM
1 .	and Let's Get Small. 03:58PM	20	•
21	Q. Fair enough. What was the 03:58PM	21	, , ,
	result of the search for Let's Get 03:59PM		complaint, did you ever check the 04:02PM
	Small and Say What? 03:59PM		tracks at issue in the complaint to see 04:02PM
24			if Island had released any of those 04:02PM
25	had released a live album titled "Say 03:59PM	25	tracks? 04:02PM
	Page 202		Page 204
1		1	
	What" that did not contain Say What. 03:59PM	2	
3	l also remember seeing I 03:59PM	3	· · · · · · · · · · · · · · · · · · ·
1	think that Island released a version of 03:59PM	4	7 1 1
6	Let's Get Small. 03:59PM	5	Q. Are you aware of anyone else 04:02PM
U		_	· · · · · · · · · · · · · · · · · · ·
7	Q. And after you saw that Island 03:59PM		at TufAmerica or Tuff City who checked 04:02PM
	had released a version of Let's Get 03:59PM	7	at TufAmerica or Tuff City who checked 04:02PM those tracks to see if they had been 04:02PM
8	had released a version of Let's Get 03:59PM Small, did you do anything after that? 03:59PM	7 8	at TufAmerica or Tuff City who checked 04:02PM those tracks to see if they had been 04:02PM released by Island? 04:02PM
8 9	had released a version of Let's Get 03:59PM Small, did you do anything after that? 03:59PM MR. TALCOTT: Objection. 04:00PM	7 8 9	at TufAmerica or Tuff City who checked 04:02PM those tracks to see if they had been 04:02PM released by Island? 04:02PM A. This was in 2012? 04:02PM
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		1	
1	Page 205	,	Page 207
1		1	W. Scott
2			Trouble Funk songs? 04:06PM
	with a potential infringing use during 04:03PM	3	• • • • • • • • • • • • • • • • • • • •
	the Super Bowl; is that right? 04:03PM		songs? 04:06PM
5		5	Q. We can start with Let's Get 04:06PM
6	a. The select year also tooking of the in		Small and Say What, are you aware of 04:06PM
7	that TufAmerica has reached out to some 04:03PN		and the person time time a time a
8		8	search to see if Island had released 04:06PM
9	performance, potential performance of 04:03PM	9	those songs, other than yourself? 04:06PM
10	that track. 04:03PM	10	A. I believe Mr. Talcott has as 04:06PM
11	Are you aware of anyone at 04:03PM	11	well. 04:06PM
12	TufAmerica or Tuff City checking to see 04:03PM	12	Q. Anyone other than Mr. Talcott 04:06PM
	if that track had been released by 04:03PM	13	and yourself? 04:06PM
14		14	
15	A. I would have done that. 04:03PM	15	Q. With respect to all of the 04:06PM
16	Q. Did you do that? 04:03PM	l	songs in Schedule A, are you aware of 04:06PM
17	•		anyone other than yourself who has 04:06PM
18	Q. What was the result of your 04:04PM		The state of the s
19	· · · · · · · · · · · · · · · · · · ·		
20			released by Island Records? 04:06PM
1		20	A. Other than Mr. Talcott, I'm 04:06PM
21	Q. How would you go about if 04:04PM		not aware of anyone. 04:06PM
1	I were to ask you right now whether a 04:04PM	22	Q. Who at TufAmerica was 04:07PM
23	, , , , , , , , , , , , , , , , , , ,		responsible for making a determination 04:07PM
	how would you perform that analysis? 04:04PM		as to whether Island had released any 04:07PM
25	A. I would search the Internet, 04:04PM	25	of the songs at issue in the amended 04:07PM
	Page 206		Page 208
1	Page 206 W. Scott	1	Page 208 W. Scott
1		_	W. Scott
2	W. Scott	_	W. Scott complaint? 04:07PM
2 3	W. Scott probably discogs.com, that's a database 04:04PM of record releases. If that wasn't 04:04PM	2	W. Scott complaint? 04:07PM MR. TALCOTT: Objection. 04:07PM
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1	Page 209 W. Scott	1		Page 211
	complaint, the amended complaint. I 04:08PM	1 -	STATE OF NEW YORK )	
3			: ss.	
4	Q. So you're not aware you do 04:08PM	3	COUNTY OF)	
5		4		
6		5		
7		6	I, WILLIAM A. SCOTT, the witness herein, having read the	
8	A. I don't recall. 04:09PM		foregoing testimony of the pages of	
9	Q. You don't recall? 04:09PM		this deposition, do hereby certify it	
10	A. Researching it myself. 04:09PM		to be a true and correct transcript,	
11	Q. Do you recall anyone else 04:09PM	11	to the contract of the contrac	
12	the contract of the contract o		on the attached page.	
13	A. I don't recall. 04:09PM	13		
14	Q. I believe you testified that 04:09PM	14		
	you have done that research. When was 04:09PM	15		
	that research done? Was that done in 04:09PM	16 17		
i	the last two to three weeks; is that 04:09PM	18	•	
1	right? 04:09PM		Sworn and Subscribed	
19	A. That definitely within the 04:09PM		thisday of,2014.	
	last two to three weeks. Aside from 04:09PM	20		
	that though I don't other than being 04:09PM	21		
1	generally aware that Trouble Funk had 04:09PM	22	•	
l	released things on Island, I didn't 04:09PM	22	Natara Dakiia	
l .	know specifics of what was released. 04:09PM	23 24	Notary Public	
25	Q. So the first time you kind of 04:09PM	25		
				D 040
1	Page 210 W. Scott	1		Page 212
	dove into that research was within the 04:10PM	2	CERTIFICATE	-
	last two to three weeks? 04:10PM	3		
4	A. Me personally, yes. 04:10PM		STATE OF NEW YORK )	
5	Q. Are you aware of anyone else 04:10PM	4		
_	doing that research before the last two 04:10PM	5	SS.	
	to three weeks? 04:10PM		COUNTY OF NEW YORK )	
8	A. No. I'm not I mean I 04:10PM	6	<i>"</i>	
9	don't recall anyone else doing it. 04:10PM	7	I, FRANCINE SKY, a Certified	
10	MR. BENFORADO: I don't think 04:10PM		Shorthand Reporter and Notary Public	
11	I have any further questions. 04:10PM		within and for the State of New York,	
12	THE VIDEOGRAPHER: This marks 04:10PM	10  11	do hereby certify: That WILLIAM A. SCOTT, the	
13	the end of tape No. 5 in the 04:10PM		witness whose deposition is	
14	videotape deposition of Will Scott. 04:10PM		hereinbefore set forth, was sworn and	
15	We're going off the record. The 04:10PM	14	that such deposition is a true record	
16	time is 4:09. 04:10PM		of the testimony given by such witness.	
17	(Time noted: 4:09 p.m.)	16	I further certify that I am	
18			not related to any of the parties to this action by blood or marriage;	
19			and that I am in no way interested in	
20			the outcome of this matter.	
21		21	IN WITNESS WHEREOF, I have	
22			hereunto set my hand this 8th day	
23			of May, 2014.	
24		24		
25		25	FRANCINE SKY	
			1 1 0 11 1 C C C C C C C C C C C C C C C	